

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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DEBORAH CHIN, Individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

SONUS NETWORKS, INC., HASSAN  
AHMED, PH.D. AND STEPHEN NILL,

Defendants.

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**Civ. Action No. 04-10294 DPW**

**MOTION FOR LEAVE TO FILE  
SUPPLEMENTAL MATERIALS PURSUANT TO LOCAL RULE 7.1 (B)(3)**

Defendant Sonus Networks, Inc. hereby moves pursuant to Local Rule 7.1(B)(3) for leave to file supplemental materials for use at the hearing on the motion to dismiss in the above-captioned action, which has been scheduled for December 7, 2005.

Attached hereto are true and accurate copies of the following supplemental materials:

- a) Attached hereto as Exhibit A, excerpts from the Sonus Networks, Inc. Form 10-K filed with the United States Securities and Exchange Commission ("SEC") on March 28, 2002; and
- b) Attached hereto as Exhibit B, excerpts from the Sonus Networks, Inc. Form 10-K filed with the SEC on March 15, 2005.

Both exhibits are excerpted from public documents, filed with the SEC and available in full text online at <http://www.sec.gov/cgi-bin/browse-edgar?action=getcompany&CIK=>

0001105472&owner=include. Further, judicial notice may be taken of documents that are required to be filed, and are actually filed, with the SEC, without converting the motion to one for summary judgment. *See, e.g., In re Stone & Webster, Inc. Sec. Litig.*, 253 F.Supp.2d 102, 129 n.11 (1st Cir. 2003) (following authority from other circuits holding that judicial notice under Fed.R.Evid. 201(b)(2) is appropriate for required SEC reports); *Kramer v. Time Warner, Inc.*, 937 F.2d 767, 774 (2d Cir. 1991).

Respectfully Submitted,

SONUS NETWORKS, INC,

By its attorneys

/s/ James W. Prendergast  
Jeffrey B. Rudman (BBO #433380)  
James W. Prendergast (BBO #553073)  
Daniel W. Halston (BBO #548692)  
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(617) 526-6000

Dated: December 2, 2005

**LOCAL RULE 7.1(A)(2) CERTIFICATION**

I, James W. Prendergast, counsel for Sonus Networks, Inc., hereby certify that on November 30, 2005, pursuant to Local Rule 7.1(A)(2), I sought opposing counsel's consent by email to the submission of this motion. On December 2, 2005, opposing counsel informed me that he did not consent to this motion.

/s/ James W. Prendergast  
James W. Prendergast (BBO #553073)

Dated: December 2, 2005